

Message History (5)

On 5/6/2019 3:24:04 PM, Melissa Barrett wrote to [REDACTED]
[REDACTED]:

From: Melissa Barrett (BarrettM1@michigan.gov)
To: [REDACTED]
Message Id: 5654
Message Status: Clicked
□□

Subject: MDHHS FOIA Request :: H001068-050119

Body:

RE: Public Records Request, Reference # H001068-050119

Dear [REDACTED],

This notice is issued in response to your request, legally received by the Michigan Department of Health and Human Services (Department) on May 02, 2019, requesting information under the Freedom of Information Act (FOIA), MCL 15.231 et seq.

Your request is partially granted and partially denied. Please login to the [FOIA Records Center](#) to access the records.

As to the granted portion, the Department has identified and included the responsive information falling within the scope of your request. To the best of the Department's knowledge, information, and belief, these are all the records in the possession of the Department falling within the scope of your request. There is no fee for the request as search and retrieval were minimal, falling below the Department's threshold for processing fees.

As to the denied portion, information of a personal nature, the disclosure of which would constitute a clearly unwarranted invasion of an individual's privacy, are exempt from disclosure under the FOIA per MCL 15.243 §13(1)(a). You will notice these items have been redacted.

Additionally, under MCL 15.233 Sec. 3(2), we are only required to keep FOIA requests for one year so your request for requests submitted for years 2015-2017 are denied because we no longer have those records.

As to the denial, the Department is obligated to inform you that under MCL 15.240 §10 the following remedies are available:

1. Appeal this decision in writing to the Legal Affairs Administration for the Department of Health and Human Services, PO Box 30195, Lansing, MI 48909. The writing must specifically state the word "appeal" and must identify the reason or reasons you believe the partial denial should be reversed. The Department must respond to your appeal within ten days of its receipt. Under unusual circumstances, the time for response to your appeal may be extended by 10 business days.
2. File an action in the appropriate court within 180 days after the date of the final determination to partially deny the request. If you prevail in such an action, the court is to award reasonable attorney fees, costs, disbursements, and possible damages.

The Department's FOIA policies and procedures are available at [Policies and Procedures](#).

Sincerely,
Melissa Barrett
Bureau of Legal Affairs

 On 5/2/2019 2:13:41 PM, [REDACTED] wrote:

TO: "MDHHS FOIA Records Center" [michigandhhs@govqa.us]

Good morning,

Yes. I would like to see these previous FOIA requests.

All my best,
[REDACTED]

On Thu, May 2, 2019, 11:28 AM MDHHS FOIA Records Center wrote:

Good Morning, I am just trying to clarify that you are requesting to see copies of FOIA requests that previous requesters made for abortion reports and abortion statistics? We have abortion statistics on our website. Sincerely, Melissa Barrett

 On 5/2/2019 11:27:55 AM, Melissa Barrett wrote to [REDACTED]

From: Melissa Barrett (BarrettM1@michigan.gov)
To: [REDACTED]
Message Id: 5352
Message Status: Opened
□□

Subject: MDHHS FOIA Request :: H001068-050119

Body:

Good Morning,

I am just trying to clarify that you are requesting to see copies of FOIA requests that previous requesters made for abortion reports and abortion statistics? We have abortion statistics on our website.

Sincerely,
Melissa Barrett

On 5/1/2019 6:13:07 PM, System Generated Message to [REDACTED]

From: System Generated Message
To: [REDACTED]
Message Status: Delivered
□□

Subject: Confirmation of FOIA Request:: H001068-050119

Body:



Dear [REDACTED],

Thank you for your interest in public records of the Michigan Department of Health and Human Services (hereinafter “Department”).

Records Requested: I am requesting an opportunity to obtain copies of public records requests made to the Michigan Department of Health and Human Services for abortion reports and abortion complications reports submitted by any and all persons and non-governmental agencies since January of 2015.

I am also requesting any records / responses sent in response to those public records request(s).

I am a journalist working for Type Investigations, and, therefore, I request that fees be waved, as this request is in the public's interest.

If my request is denied in whole or part, I ask that you justify all deletions by reference to specific exemptions of the act.

Thank you so much for your assistance.

[REDACTED]

Your request has been assigned the following tracking number: H001068-050119. Your request has a legally received date of May 02, 2019. You will receive a response by the Department by May 09, 2019. Unfortunately, we are unable to expedite requests and the time permitted for response by the Department may be extended beyond May 09, 2019 by ten (10) business days.

In accordance with the Michigan Freedom of Information Act (FOIA), MCL 15.231 *et seq*, the Department provides copies of existing non-exempt records. Records which are exempt from disclosure under state or federal law will not be provided, or records may be redacted to separate exempt information. The FOIA does not require the Department to create new records or answer queries.

You can monitor the progress of your request at the link below and you will receive an email when your request has been completed.

Regards,

Bureau of Legal Affairs,

Michigan Department of Health and Human Services

[FOIA Request Center](#)

On 5/1/2019 6:09:54 PM, [REDACTED]

Request was created by customer